



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

LCC:lc

Docket No: 7010-99

17 February 2000

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 w/attachments

(2) Series of Document

(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show Petitioner is entitled to Basic Allowance for Housing (BAH), Dislocation Allowance (DLA), travel pay from Concord, CA to Detroit, MI and any other allowances when a permanent change of station (PCS) move is made.

2. The Board, consisting of Messrs. Chapman, Morgan, and Pfeiffer, reviewed Petitioner's allegations of error and injustice on 16 February 2000 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

That Petitioner's naval record be corrected, where appropriate, to show that:

a. On 24 March 1998 BuPers issued PCS orders reassigning Petitioner from the AE29 Mount Hood, homeported in Concord, CA to the US Navy Recruiting Station, Detroit, MI. Petitioner was authorized movement of dependents, travel pay for dependents, DLA, authorized payment for driving two (2) cars cross country, and any other entitlements authorized by a PCS move but not specifically covered by this action.

(NOTE: Petitioner should go to the closest facility which can compute travel vouchers and ask them to compute monies due for the PCS move as authorized by this action. Petitioner must present to the Agency computing the money due a copy of all previous vouchers pertaining to himself and his dependents on the move to Detroit, MI. **The Agency making the computation will not make the actual payment.** Petitioner will then forward the computation of monies due, a copy of this letter and all other vouchers pertaining to the move from CA to MI to DFAS- DE/FYCC 6760 Irving Place, Denver, CO 80279-7100.)

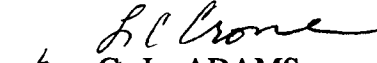
b. Petitioner was authorized BAH for assigned duty station effective 2 May 1998.

c. Petitioner received BuPers order 1819, issued on 30 June 1999, which was modified on 1 July 1999, to show that Petitioner was "reassigned" vice "being issued Recall Orders". The modification issued on 1 July 1999, included the authorization of DLA, travel of dependents to the ultimate activity, shipment of household goods, travel via two (2) cars, if applicable, and any other entitlements individual should be entitled to by receipt of PCS orders.

d. That a copy of this Report of Proceedings be filed in Petitioner's naval record.

4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

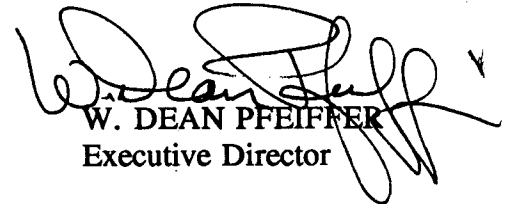
ROBERT D. ZSALMAN
Recorder


G. L. ADAMS
Acting Recorder

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5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

17 February 2000


W. DEAN PFEIFFER
Executive Director